

From: [Robert Werner](#)
To: [Jessica Hernandez](#); foster.anne@epa.gov
Cc: [Barbara Nann](#); [Donn Walters](#); [Stephen Tzhone](#); [Valmichael Leos](#); [Garyg Miller](#); [Lydia Johnson](#)
Subject: San Jacinto River Waste Pits (06ZQ) -- Weekly Info + Photo of Survey Markers Done By PRPs At SJRWP
Date: 07/14/2011 04:20 PM
Attachments: [IMG_2043.JPG](#)

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Team,

FYI, the following info is from my weekly for this site:

San Jacinth River Waste Pits: Concerning the 05/11/11 revocation by Big Star Barge & Boat Company, Inc. (BSB) of its Site Access Agreement to Respondents - on 7/14/11 Site ATTY Hernandez sent a letter to BSB requesting it provide EPA a signed agreement for access to the BSB property. Letter requested BSB respond NLT 7/25/11 with an executed access agreement.

On 7/14/11 EO Werner advised by Andrew L. Shafer (MIMC Project Mgr & District Manager, WM Closed Sites Management Group) that BSB has leased its property, located west of the 20-acre MIMC property, to San Jacinto River Fleet, LLC (SJRF). Further, his current understanding is an existing agreement between BSB and SJRF identifies SJRF as the prospective buyer for BSB's property located east of the 20-acre MIMC property. Further, he has seen a copy of SJRF's newly completed survey of BSB's property. He said the survey illustrates that (1) BSB's property is west of, but not adjacent to, the west side of MIMC's 20-acre property, (2) the survey identifies the Port of Houston (POH) as the owner of property adjacent to the west side of MIMC's 20-acre property, (2) the survey identifies BSB's property is comprised of a certain land area located west of POH's and on certain islands within the boundaries of the POH property, (4) that POH property is located between BSB's property and MIMC's 20-acre property. He said he has requested Al Axe (MIMC's council) to confirm if he can provide a copy of the SJRF survey to me.

Mr. Shafer also confirm that MIMC had completed a survey to determine the location of the west boundary line for the MIMC's 20-acre property. He confirmed flags on the cap (see photo received several months ago from RPM Leos) are located on the surveyed west boundary line. He also confirmed that the land area on the east and west sides of the flag line is part of the cap.

On 6/23/11, from TCEQ, EPA received finger print findings of dioxin from soil samples taken from the MIMC 20 acre property and from the southern impoundment area. Finger print findings from the south impoundment area identified dioxin characteristic of paper mill wastes plus dioxins not characteristic of paper mill waste. To date, dioxins found in soil samples from the southern impoundment area have been found at a depth of two feet or greater. (EO Werner, RPM-TCRA Leos, RPM -RI/FS Miller/Tzhone, Atty Nann/Hernandez)

----- Forwarded by Robert Werner/R6/USEPA/US on 07/14/2011 04:09 PM -----

Survey markers done by RPs at SJRWP

Valmichael to: Barbara Nann

05/21/2011
09:03 AM

Leos

Cc: Robert Werner

Barbara,

I have taken a photo of the survey markers put up by IP and MIMC to illustrate the location of Jay Robert's property in relation to the placement of the geotextile fabric and armor cap. The colors lime green and blue indicate the limits of Jay Roberts property along the western edge of the western waste pit. While the orange markers and line show how far out the placement of the geotextile fabric will be placed. Note that the armor cap will be placed further west into the water.



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To report an Environmental Violation, visit EPA's website at
<http://www.epa.gov/compliance/complaints/index.html>